

1 encompassing all that is included in both Plaintiff's original complaint and motion to amend the
2 complaint, the Court exercises its discretion and construes Plaintiff's motion as a motion to
3 supplement his complaint under Rule 15(d). *See* Fed. R. Civ. P. 15(d); *cf. Griffin v. County Sch.*
4 *Bd. of Prince Edward County*, 377 U.S. 218, 226 (1964) (supplemental pleading proper where
5 new transactions not new cause of action, but merely part of "same old cause of action"
6 originally raised).

7 So construed, Plaintiff's motion is GRANTED.

8 IT IS SO ORDERED.

9 DATED: 1/31/11


LUCY H. KOH
United States District Judge